

SUMMARY
Executive Business Meeting
Senate Judiciary Committee
Thursday, April 18, 2002
226 Dirksen Senate Office Building
10:00 a.m.

I. Nominations

Jeffrey Howard for the United States Court of Appeals for the First Circuit

[Reported favorably by a vote of 19 yeas, 0 nays]

Percy Anderson for the United States District Court for the Central District of California

[Reported favorably by a vote of 19 yeas, 0 nays]

Michael M. Baylson United States District Court for the Eastern District of Pennsylvania

William C. Griesbach for the United States District Court for the Eastern District of Wisconsin

Joan E. Lancaster for the United States District Court for the District of Minnesota

Cynthia M. Rufe for the United States District Court for the Eastern District of Pennsylvania

John F. Walter for the United States District Court for the Central District of California

[All five judges reported favorably en block by a vote of 19 yeas, 0 nays]

To be Deputy Directors of the Office of National Drug Control Policy:

Mary Ann Solberg
Barry Crane

To be United States Attorney:

Frank DeArmon Whitney for the Eastern District of North Carolina
Debra W. Yang for the Central Dist of California

[Both Deputy Directors and both US Attorneys reported favorably en bloc. Senator Grassley opposed the nominations of Mary Ann Solberg and Barry Crane.]

II. Bills

H. Con. Res. 243, Expressing the sense of the Congress that the Public Safety Officer Medal of Valor should be presented to the public safety officers who have perished and select other public safety officers who deserve special recognition for outstanding valor above and beyond the call of duty in the aftermath of the terrorist attacks in the United States on September 11, 2001. [Crowley]

S. Con. Res. 66, A concurrent resolution to express the sense of the Congress that the Public Safety Officer Medal of Valor should be awarded to public safety officers killed in the line of duty in the aftermath of the terrorist attacks of September 11, 2001. [Stevens]

S. Con. Res. 75, A concurrent resolution to express the sense of the Congress that the Public Safety Officer Medal of Valor should be presented to public safety officers killed or seriously injured as a result of the terrorist attacks perpetrated against the United States on September 11, 2001, and to those who participated in the search, rescue and recovery efforts in the aftermath of those attacks. [Harkin]

[All three resolutions reported favorably en bloc by unanimous consent]

S. 864, Anti-Atrocity Alien Deportation Act of 2001, with Leahy/Hatch substitute. [Leahy/Lieberman/Levin]

[A Leahy/Hatch substitute to S.864 was accepted by unanimous consent followed by a motion to report the measure favorably, as amended, by an amendment in the nature of a substitute which was approved by unanimous consent.]

S. 2031, Intellectual Property Protection Restoration Act of 2002
[Leahy/Brownback]

[Held over]

S. 2010, Corporate and Criminal Fraud Accountability Act of 2002
[Leahy/Daschle/Durbin]

[Held over]

S. 1615, Federal-Local Information Sharing Partnership Act of 2001
[Schumer/Clinton/Leahy/Hatch]

[Held over]

III. Resolution

S. Res. 245, Designating the Week of May 5 through May 11, 2002 as “National Occupational Safety and Health Week.”

[Held over]

IV. Committee Business

Committee Resolution to Authorize Antitrust Subpoena

[Held over]

ATTENDANCE LIST
SENATE JUDICIARY COMMITTEE

DATE OF MARK-UP: April 18, 2002

[Time: 10:00 a.m.]

MEMBERS	PRESENT
Mr. Kennedy	
Mr. Biden	
Mr. Kohl	
Mrs. Feinstein	X
Mr. Feingold	X
Mr. Schumer	X
Mr. Durbin	X
Ms. Cantwell	X
Mr. Edwards	
Mr. Hatch	X
Mr. Thurmond	
Mr. Grassley	
Mr. Specter	
Mr. Kyl	X
Mr. DeWine	X
Mr. Sessions	
Mr. Brownback	X
Mr. McConnell	X
Mr. Leahy, Chairman	X

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to report favorably the nomination of Jeffrey Howard for the U.S. Court of Appeals for the First Circuit.

Reported favorably by a vote of 19 yeas, 0 nays.

YEAS	NAYS	
P		Mr. Kennedy
P		Mr. Biden
P		Mr. Kohl
X		Mrs. Feinstein
X		Mr. Feingold
X		Mr. Schumer
X		Mr. Durbin
X		Ms. Cantwell
P		Mr. Edwards
X		Mr. Hatch
P		Mr. Thurmond
P		Mr. Grassley
P		Mr. Specter
X		Mr. Kyl
X		Mr. DeWine
P		Mr. Sessions
P		Mr. Brownback
X		Mr. McConnell
X		Mr. Chairman
19	0	TOTAL

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to report the nomination of Percy Anderson for the U.S. District Court for the Central District of California.

Reported favorably by a vote of 19 yeas, 0 nays.

YEAS	NAYS	
P		Mr. Kennedy
P		Mr. Biden
P		Mr. Kohl
X		Mrs. Feinstein
X		Mr. Feingold
X		Mr. Schumer
X		Mr. Durbin
X		Ms. Cantwell
P		Mr. Edwards
X		Mr. Hatch
P		Mr. Thurmond
P		Mr. Grassley
P		Mr. Specter
X		Mr. Kyl
X		Mr. DeWine
P		Mr. Sessions
P		Mr. Brownback
X		Mr. McConnell
X		Mr. Chairman
19	0	TOTAL

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to report unfavorably the nominations of Michael M. Baylson, William C. Griesbach, Joan E. Lancaster, Cynthia M. Rufe and John F. Walter to be U.S. District Court Judges.

Reported favorably en bloc by a vote of 19 yeas, 0 nays.**

YEAS	NAYS	
X		Mr. Kennedy
X		Mr. Biden
X		Mr. Kohl
X		Mrs. Feinstein
X		Mr. Feingold
X		Mr. Schumer
X		Mr. Durbin
X		Ms. Cantwell
X		Mr. Edwards
X		Mr. Hatch
X		Mr. Thurmond
X		Mr. Grassley
X		Mr. Specter
X		Mr. Kyl
X		Mr. DeWine
X		Mr. Sessions
X		Mr. Brownback
X		Mr. McConnell
X		Mr. Chairman
19	0	TOTAL

**By unanimous consent, all Members will be counted as present during this vote.

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to report favorably the nominations of Mary Ann Solberg to be Deputy Director of the Office of National Drug Control Policy and Barry Crane to be Deputy Director for Supply Reduction, Office of National Drug control Policy; and, Frank DeArmon Whitney and Debra W. Yang to be U.S.

Attorneys.

Reported favorably.**

MEMBERS INDICATED WERE PRESENT WHEN THE MOTION OCCURRED

MEMBERS	PRESENT
Mr. Kennedy	
Mr. Biden	
Mr. Kohl	
Mrs. Feinstein	X
Mr. Feingold	X
Mr. Schumer	X
Mr. Durbin	X
Ms. Cantwell	X
Mr. Edwards	
Mr. Hatch	X
Mr. Thurmond	
Mr. Grassley*	
Mr. Specter	
Mr. Kyl	X
Mr. DeWine	X
Mr. Sessions	
Mr. Brownback	X
Mr. McConnell	X
Mr. Leahy, Chairman	X

*Senator Grassley requested to be opposed to the nominations of Mary Ann Solberg and Barry Crane.

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to report favorably H. Con. Res. 234, S. Con Res. 66 and S. Con Res 75, Expressing the sense of the Congress that the Public Safety Officer Medal of Valor should be presented to the public safety officers who have perished and select other public safety officers who deserve special recognition for outstanding valor above and beyond the call of duty in the

aftermath of the terrorist attacks in the U.S. on September 11, 2001.

Reported favorably en bloc by unanimous consent.

MEMBERS INDICATED WERE PRESENT WHEN THE MOTION OCCURRED

MEMBERS	PRESENT
Mr. Kennedy	
Mr. Biden	
Mr. Kohl	
Mrs. Feinstein	X
Mr. Feingold	X
Mr. Schumer	X
Mr. Durbin	X
Ms. Cantwell	X
Mr. Edwards	
Mr. Hatch	X
Mr. Thurmond	
Mr. Grassley	
Mr. Specter	
Mr. Kyl	X
Mr. DeWine	X
Mr. Sessions	
Mr. Brownback	X
Mr. McConnell	X
Mr. Leahy, Chairman	X

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to adopt a Leahy/Hatch substitute to S. 864, the Anti-Atrocity Alien Deportation Act of 2001.

Approved by unanimous consent.

MEMBERS INDICATED WERE PRESENT WHEN THE MOTION OCCURRED

MEMBERS	PRESENT
Mr. Kennedy	
Mr. Biden	
Mr. Kohl	
Mrs. Feinstein	X
Mr. Feingold	X
Mr. Schumer	X
Mr. Durbin	X
Ms. Cantwell	X
Mr. Edwards	
Mr. Hatch	X
Mr. Thurmond	
Mr. Grassley	
Mr. Specter	
Mr. Kyl	X
Mr. DeWine	X
Mr. Sessions	
Mr. Brownback	X
Mr. McConnell	X
Mr. Leahy, Chairman	X

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to report favorably S. 864, the Anti-Atrocity Alien Deportation Act of 2001, as amended, with a Leahy/Hatch amendment in the nature of a substitute.

**Ordered reported favorably, as amended, by an amendment in the nature of a substitute
by unanimous consent.**

MEMBERS INDICATED WERE PRESENT WHEN THE MOTION OCCURRED

MEMBERS	PRESENT
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Mr. Kennedy	
Mr. Biden	
Mr. Kohl	
Mrs. Feinstein	X
Mr. Feingold	X
Mr. Schumer	X
Mr. Durbin	X
Ms. Cantwell	X
Mr. Edwards	
Mr. Hatch	X
Mr. Thurmond	
Mr. Grassley	
Mr. Specter	
Mr. Kyl	X
Mr. DeWine	X
Mr. Sessions	
Mr. Brownback	X
Mr. McConnell	X
Mr. Leahy, Chairman	X

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to report favorably S. 2031, the Intellectual Property Protection Restoration Act of 2002.

Held Over

MEMBERS INDICATED WERE PRESENT WHEN THE MOTION OCCURRED

MEMBERS	PRESENT
Mr. Kennedy	

Mr. Biden	
Mr. Kohl	
Mrs. Feinstein	X
Mr. Feingold	X
Mr. Schumer	X
Mr. Durbin	X
Ms. Cantwell	X
Mr. Edwards	
Mr. Hatch	X
Mr. Thurmond	
Mr. Grassley	
Mr. Specter	
Mr. Kyl	X
Mr. DeWine	X
Mr. Sessions	
Mr. Brownback	X
Mr. McConnell	X
Mr. Leahy, Chairman	X

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to report favorably S. 2010, the Corporate and Criminal Fraud Accountability Act of 2002.

Held Over

MEMBERS INDICATED WERE PRESENT WHEN THE MOTION OCCURRED

MEMBERS	PRESENT
Mr. Kennedy	
Mr. Biden	

Mr. Kohl	
Mrs. Feinstein	X
Mr. Feingold	X
Mr. Schumer	X
Mr. Durbin	X
Ms. Cantwell	X
Mr. Edwards	
Mr. Hatch	X
Mr. Thurmond	
Mr. Grassley	
Mr. Specter	
Mr. Kyl	X
Mr. DeWine	X
Mr. Sessions	
Mr. Brownback	X
Mr. McConnell	X
Mr. Leahy, Chairman	X

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to report favorably S.1615, the Federal-Local Information Sharing Partnership Act of 2001.

Held Over

MEMBERS INDICATED WERE PRESENT WHEN THE MOTION OCCURRED

MEMBERS	PRESENT
Mr. Kennedy	
Mr. Biden	

Mr. Kohl	
Mrs. Feinstein	X
Mr. Feingold	X
Mr. Schumer	X
Mr. Durbin	X
Ms. Cantwell	X
Mr. Edwards	
Mr. Hatch	X
Mr. Thurmond	
Mr. Grassley	
Mr. Specter	
Mr. Kyl	X
Mr. DeWine	X
Mr. Sessions	
Mr. Brownback	X
Mr. McConnell	X
Mr. Leahy, Chairman	X

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to report favorably S. Res. 245, Designating the Week of May 5 through May 11, 2002 as "National Occupational Safety and Health Week.

Held Over

MEMBERS INDICATED WERE PRESENT WHEN THE MOTION OCCURRED

MEMBERS	PRESENT
Mr. Kennedy	
Mr. Biden	
Mr. Kohl	

Mrs. Feinstein	
Mr. Feingold	X
Mr. Schumer	X
Mr. Durbin	X
Ms. Cantwell	X
Mr. Edwards	
Mr. Hatch	X
Mr. Thurmond	
Mr. Grassley	
Mr. Specter	
Mr. Kyl	X
Mr. DeWine	X
Mr. Sessions	
Mr. Brownback	X
Mr. McConnell	X
Mr. Leahy, Chairman	X

SENATE JUDICIARY COMMITTEE

DATE: April 18, 2002

VOTE ON: Motion to report favorably the Committee Resolution to Authorize Antitrust Subpoena

Held Over

MEMBERS INDICATED WERE PRESENT WHEN THE MOTION OCCURRED

MEMBERS	PRESENT
Mr. Kennedy	
Mr. Biden	
Mr. Kohl	

Mrs. Feinstein	X
Mr. Feingold	X
Mr. Schumer	X
Mr. Durbin	X
Ms. Cantwell	X
Mr. Edwards	
Mr. Hatch	X
Mr. Thurmond	
Mr. Grassley	
Mr. Specter	
Mr. Kyl	X
Mr. DeWine	X
Mr. Sessions	
Mr. Brownback	X
Mr. McConnell	X
Mr. Leahy, Chairman	X